

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8710**
Masataka NADAOKA et al. : Attorney Docket No. 2002_0074A
Serial No. 10/031,988 : Group Art Unit 1641
Filed May 6, 2002 : Examiner Christopher L. Chin
BIOSENSOR : **Mail Stop: AF**

TERMINAL DISCLAIMER UNDER 37 CFR 1.321

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The owner, Panasonic Corporation (formerly known as Matsushita Electric Industrial Co., Ltd.), of 100% interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173, as shortened by any terminal disclaimer of prior Patent No. 7,112,451, issued September 26, 2006, and any terminal disclaimer filed prior to the grant of any patent granted on pending second Application No. 10/398,711, which is the National Stage of International Application No. PCT/JP02/08208, filed on August 12, 2002. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and prior Patent No. 7,112,451 and any patent granted on second Application No. 10/398,711 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of prior Patent No. 7,112,451 and any

patent granted on second Application No. 10/398,711, as presently shortened by any terminal disclaimer or as shortened by any terminal disclaimer filed prior to the patent grant, in the event that prior Patent No. 7,112,451 or any such patent granted on second Application No.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

☐ The undersigned is empowered to act on behalf of the organization.

☒ The undersigned is an attorney of record.

March 9, 2009

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Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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March 9, 2009